**Telefax**

TO: USPTO, Mail Stop Missing Parts  
DATE: January 19, 2005  
Fax Number: (703) 746-4060  
Phone Number: (703) 308-1202  
Total Number of pages: 10 (including cover sheet)  
RE: **Response to Notice to File Missing Parts**  
Serial Number: 10/624,983  
Filing Date: July 22, 2003  
Confirmation Number: 4832  
First Inventor: Armin Heckel  
Attorney Docket Number: 1/1373

**Boehringer  
Ingelheim****Boehringer Ingelheim  
Corporation**

Susan K. Pocchiari  
Telephone (203) 798-5648  
Telefax (203) 798-4408  
E-Mail [spocchia@rdg.boehringer-ingelheim.com](mailto:spocchia@rdg.boehringer-ingelheim.com)

900 Ridgebury Rd/P.O. Box 368  
Ridgefield, CT 06877-0368

Dear Sir:

In response to the Notice of Incomplete Nonprovisional Application which was mailed on October 21, 2004, please find transmitted herewith Declaration (37 CFR 1.63) For Utility Or Design Application.

The surcharge set forth in 37 CFR 1.16(e) for submission of the declaration at this time is \$130.00. The Commissioner is hereby authorized to charge this and any other fee which may be required, and to credit any overpayment, to Deposit Account No. 02-2955. Triplicate copies of this paper are being transmitted herewith.

As requested, a copy of the Notice of Incomplete Nonprovisional Application is also being transmitted.

It is hereby requested that the time for responding to the Notice of Incomplete Application mailed on October 21, 2004, be extended pursuant to 37 CFR 1.136(a) for one month, so that the extended period for response will end on January 21, 2005.

The fee set in 37 CFR 1.17 for this extension of time is \$110.00. The Commissioner is hereby authorized to charge this and any other fee which may be required, and to credit any overpayment, to Deposit Account No. 02-2955. Triplicate copies of this paper are enclosed.

Respectfully Submitted,

Susan K. Pocchiari

Reg. No. 45,016

Certificate of Transmission under 37 CFR 1.8  
I hereby certify that this correspondence is being  
facsimile transmitted to the United States Patent  
and Trademark Office to Fax No. (703) 746-4060  
on January 19, 2005

Susan K. Pocchiari, Reg. No. 45,016

01/25/2005 AWONDAF1 00000053 022955 10624983

02 FC:1251 120.00 DA



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/624,983	07/22/2003	Armin Heckel	1/1373

CONFIRMATION NO. 4832

28501  
BOEHRINGER INGELHEIM CORPORATION  
900 RIDGEBURY ROAD  
P. O. BOX 368  
RIDGEFIELD, CT 06877

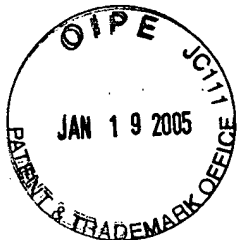
## FORMALITIES LETTER



\*OC000000014158328\*

12-21-04  
03-21-05 LAST DAY

Date Mailed: 10/21/2004



## NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)). Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

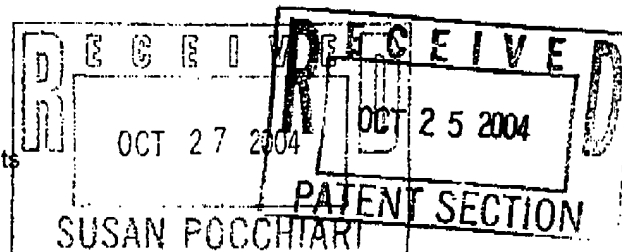
- The specification does not include at least one claim.  
*A complete specification as prescribed by 35 U.S.C. 112 is required.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 was not received.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents



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01/25/2005 RHONDAF1 00000053 022955 10624983

01 FC:1051 130.00 DA

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE